

IN THE SUPREME COURT OF THE STATE OF MONTANA
PR 06-0120

DEC 12 2007

MARVIN and KATHY KAPTEIN,

Plaintiffs,

v.

MARY KAY MALLOY,

Defendant.

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

ORDER

Defendant Mary Kay Malloy has filed a motion for reconsideration of this Court's order denying her motion to disqualify the district judge in the above-entitled Pondera County Cause No. DC-06-58, and the Court has considered the same.

IT IS HEREBY ORDERED that the motion for reconsideration is denied.

The Clerk is directed to mail a true copy hereof to the Clerk of the District Court of Pondera County, Montana, for notification to counsel of record in DC-06-58 and to the Honorable E. Wayne Phillips, District Judge.

DATED this 12th day of December, 2007.

Chief Justice

W. William Lusk

John Warner

Jim Rice

Patricia Catter
Brian W. Allen
Justices